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APPLICATION NO. FILING DATE		ILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/721,207	10/721,207 11/25/2003		Seiichi Kawano	JP920000184US4 5504	
25299	7590	09/10/2004		EXAMINER	
IBM CORP	ORATIO	ON	VU, JIMMY T		
PO BOX 121 DEPT 9CCA		nn2	ART UNIT	PAPER NUMBER	
		GLE PARK, NC 2	2821		
			DATE MAILED: 00/10/2004		

Please find below and/or attached an Office communication concerning this application or proceeding.

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1)⊠ Responsive to communication(s) filed on 25 November 2003. 2a)□ This action is FINAL. 2b)⊠ This action is non-final. 3)□ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4)☑ Claim(s) 1-3 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5)□ Claim(s) is/are allowed. 6)☑ Claim(s) is/are objected to. 8)□ Claim(s) is/are objected to. 8)□ Claim(s) is/are objected to. 9)□ The specification is objected to by the Examiner. 10)□ The drawing(s) filed on is/are: a)□ accepted or b)□ objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11)□ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12)□ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a)□ All b)□ Some * c)□ None of: 1.□ Certified copies of the priority documents have been received. 2.□ Certified copies of the priority documents have been received in Application No 3.□ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). *See the attached detailed Office action for a list of the certified copies not received.	· · · · · · · · · · · · · · · · · · ·		Application No.	Applicant(s)				
Jimmy T Vu 2821			10/721,207	KAWANO, SEIICHI				
- The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ② MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Eatherized for time may be availated under the previous of 3 CFR 1.136(a). In no avent, however, may a reply to timely filled the previous of the province of 3 CFR 1.136(a). In no avent, however, may a reply to timely filled in the previous of the province of		Office Action Summary	Examiner	Art Unit				
A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(8) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of times may be available under the provisions of 37 CFR 1.136(a), in no ovent, however, may a reply be limbly filed. Extensions of times may be available under the provisions of 37 CFR 1.136(a), in no ovent, however, may a reply be limbly filed. Extensions of times may be available under the provisions of 37 CFR 1.136(a), in no ovent, however, may a reply be limbly filed. Extensions of times may be available under the provisions of 37 CFR 1.136(a), in no ovent, however, may a reply be limbly filed. Extensions of times may be available under the provisions of 37 CFR 1.136(a), in no ovent, however, may a reply be limbly filed. If the period for reply is specified above, he maximum attaintory period vitil apply self with the statutory filed of reply is specified above, he maximum attaintory self under the statutory filed for reply self-of the communication. Frailine to reply deficient and place the statutory deficient of the communication, own if through filed, may notice time. Provided the statutory deficient of the communication is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 7) Claim(s)								
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Application/Control Number: 10/721,207

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DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.
- Claims 1-3 are rejected under 35 U.S.C. 102(e) as being anticipated by Buhler (U.S.
 Patent Application Publication number US 2004/0012620 A1)

Regarding claims 1, Buhler discloses the computer software (105b, 105c) for enabling a computer to execute a predetermined processing, wherein said computer software comprises:

a processing for calculating the display brightness in a certain window displayed on the screen of a display unit; and

a processing for controlling said display unit so as to change said screen brightness of said display unit according to said calculated display brightness (Fig. 1, page 5).

Regarding claim 2, Buhler discloses the software wherein said processing for controlling said display unit so as to change said screen brightness of said display unit uses said power management function of said operating system (Fig. 1, page 5).

Regarding claim 3, Buhler discloses the storage medium (110) for storing s computer software to be executed by a computer readably by an input device of said computer;

wherein said computer software enables said computer to execute:

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a processing for calculating the display brightness in a certain window displayed on the screen of a display unit; and

a processing for controlling said display unit so as to change said screen brightness of said display unit according to said calculated display brightness (Fig. 1, pages 5 and 6).

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jimmy T Vu whose telephone number is (571) 272-1832. The examiner can normally be reached on M - F: 9 - 6:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Don Wong can be reached on (571) 272-1834. The fax phone numbers for the organization where this application or proceeding is assigned are (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (571) 272-2800.

Jimmy Vu

September 03, 2004

Murphan 9/7/04 THUY V. TRAN